

EXHIBIT I

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Mark: BLENDTEC

BLENDTEC

US Serial Number: 75801328

Application Filing Date: Sep. 18, 1999

US Registration Number: 2431060

Registration Date: Feb. 27, 2001

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Oct. 26, 2020

Publication Date: Dec. 05, 2000

Mark Information

Mark Literal Elements: BLENDTEC

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

International Registration Number: 1186720

International Application(s) /Registration(s) Based on this Property: A0039419/1186720

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: BLENDERS FOR USE IN THE FIELD OF FOOD AND DRINK PREPARATION

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(a)

First Use: May 22, 1999

Use in Commerce: May 22, 1999

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Filed ITU: No

Currently ITU: No

Filed 44D: No

Currently 44E: No

Filed 44E: No

Currently 66A: No

Filed 66A: No

Currently No Basis: No

Filed No Basis: No

Current Owner(s) Information

Owner Name: BLENDTEC, INC.

Owner Address: 1206 SOUTH 1680 WEST
OREM, UTAH UNITED STATES 84057

Legal Entity Type: CORPORATION

State or Country UTAH
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: L. Grant Foster

Attorney Primary ip.docket.slc@dorsey.com
Email Address:Attorney Email Yes
Authorized:

Correspondent

Correspondent Name/Address: L. Grant Foster
Dorsey & Whitney LLP
111 South Main Street, Suite 2100
IP Department
Salt Lake City, UTAH UNITED STATES 84111-2176

Phone: 801-933-7360

Fax: 801-933-7373

Correspondent e-mail: ip.docket.slc@dorsey.com shimada.tiffany@dorsey.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 15, 2021	NOTICE OF SUIT	
Oct. 26, 2020	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 26, 2020	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	70997
Oct. 26, 2020	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70997
Oct. 26, 2020	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70997
Sep. 09, 2020	TEAS SECTION 8 & 9 RECEIVED	
Feb. 27, 2020	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Mar. 05, 2018	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Mar. 05, 2018	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jan. 14, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 02, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70131
Feb. 02, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 28, 2011	TEAS SECTION 8 & 9 RECEIVED	
Jun. 20, 2007	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 20, 2006	CASE FILE IN TICRS	
Jul. 22, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70131
Jul. 05, 2006	ASSIGNED TO PARALEGAL	70131
Apr. 13, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 13, 2006	TEAS SECTION 8 & 15 RECEIVED	
Mar. 28, 2006	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 27, 2001	REGISTERED-PRINCIPAL REGISTER	

Dec. 05, 2000 PUBLISHED FOR OPPOSITION
Nov. 03, 2000 NOTICE OF PUBLICATION
Sep. 25, 2000 APPROVED FOR PUB - PRINCIPAL REGISTER
Aug. 16, 2000 CORRESPONDENCE RECEIVED IN LAW OFFICE
Feb. 17, 2000 NON-FINAL ACTION MAILED
Feb. 03, 2000 ASSIGNED TO EXAMINER

60004

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 26, 2020

Assignment Abstract Of Title Information

Summary

Total Assignments: 4

Registrant: K-TEC, INC.

Assignment 1 of 4

Conveyance: CHANGE OF NAME

Reel/Frame: [5436/0914](#)

Pages: 3

Date Recorded: Jan. 08, 2015

Supporting Documents: [assignment-tm-5436-0914.pdf](#)

Assignor

Name: [K-TEC, INCORPORATED](#)

Execution Date: Dec. 30, 2014

Legal Entity Type: CORPORATION

State or Country UTAH
Where Organized:

Assignee

Name: [BLENDTEC, INC.](#)

Legal Entity Type: CORPORATION

State or Country UTAH
Where Organized:Address: 1206 SOUTH 1680 WEST
OREM, UTAH 84058

Correspondent

Correspondent Name: L. GRANT FOSTER, HOLLAND & HART LLP

Correspondent Address: P.O. BOX 11583
SALT LAKE CITY, UT 84110

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: SECURITY INTEREST

Reel/Frame: [5829/0333](#)

Pages: 13

Date Recorded: Jul. 05, 2016

Supporting Documents: [assignment-tm-5829-0333.pdf](#)

Assignor

Name: [BLENDTEC, INC.](#)

Execution Date: May 31, 2016

Legal Entity Type: CORPORATION

State or Country UTAH
Where Organized:

DBA, AKA, TA, Formerly: FORMERLY K-TEC, INCORPORATED

Assignee

Name: [ZB, N.A.](#)

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country UNITED STATES
Where Organized:

Address: ONE SOUTH MAIN STREET
SUITE 300
SALT LAKE CITY, UTAH 84133

DBA, AKA, TA, Formerly: DBA ZIONS FIRST NATIONAL BANK

Correspondent

Correspondent Name: S. BRANDON OWEN

Correspondent Address: 36 SOUTH STATE STREET
SUITE 1400
SALT LAKE CITY, UT 84111

Domestic Representative - Not Found**Assignment 3 of 4**

Conveyance: RELEASE BY SECURED PARTY

Reel/Frame: [5846/0864](#)

Pages: 11

Date Recorded: Aug. 04, 2016

Supporting Documents: [assignment-tm-5846-0864.pdf](#)

Assignor

Name: [ZB, N.A.](#)

Execution Date: Aug. 03, 2016

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where Organized: UTAH

Assignee

Name: [BLENDTEC, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: UTAH

Address: 1206 S 1680 W
OREM, UTAH 84058

Correspondent

Correspondent Name: S. BRANDON OWEN

Correspondent Address: 36 SOUTH STATE STREET
SUITE 1400
SALT LAKE CITY, UT 84111

Domestic Representative - Not Found**Assignment 4 of 4**

Conveyance: SECURITY INTEREST

Reel/Frame: [5989/0272](#)

Pages: 20

Date Recorded: Feb. 15, 2017

Supporting Documents: [assignment-tm-5989-0272.pdf](#)

Assignor

Name: [BLENDTEC, INC.](#)

Execution Date: Feb. 07, 2017

Legal Entity Type: CORPORATION

State or Country Where Organized: UTAH

Assignee

Name: [WASATCH BT LOAN FUND, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: UTAH

Address: 299 S MAIN ST, STE 2400
SALT LAKE CITY, UTAH 84111

Correspondent

Correspondent Name: BRETT J. DAVIS

Correspondent Address: 136 E SOUTH TEMPLE, SUITE 1900
SALT LAKE CITY, UT 84111

Domestic Representative - Not Found

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO Form 1963 (Rev 05/2006)

OMB No. 0651-0055 (Exp 10/31/2021)

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	2431060
REGISTRATION DATE	02/27/2001
SERIAL NUMBER	75801328
MARK SECTION	
MARK	BLENDTEC (see, mark)
ATTORNEY INFORMATION (current)	
NAME	L. Grant Foster
ATTORNEY BAR MEMBERSHIP NUMBER	NOT SPECIFIED
YEAR OF ADMISSION	NOT SPECIFIED
U.S. STATE/ COMMONWEALTH/ TERRITORY	NOT SPECIFIED
FIRM NAME	Dorsey & Whitney LLP
INTERNAL ADDRESS	IP Department
STREET	111 South Main Street, Suite 2100
CITY	Salt Lake City
STATE	Utah
POSTAL CODE	84111-2176
COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
PHONE	801-933-7360
EMAIL	ip.docket.slc@dorsey.com
ATTORNEY INFORMATION (proposed)	
NAME	L. Grant Foster
ATTORNEY BAR MEMBERSHIP NUMBER	XXX
YEAR OF ADMISSION	XXXX
U.S. STATE/ COMMONWEALTH/ TERRITORY	XX
FIRM NAME	Dorsey & Whitney LLP
INTERNAL ADDRESS	IP Department
STREET	111 South Main Street, Suite 2100
CITY	Salt Lake City
STATE	Utah
POSTAL CODE	84111-2176

COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
PHONE	801-933-7360
FAX	801-933-7373
EMAIL	ip.docket.slc@dorsey.com
OTHER APPOINTED ATTORNEY	Lisa A. Osman, Charlene M. Krogh, Tiffany D.W. Shimada, Lindsey M. Sadler, and Andrea L. Hintz
CORRESPONDENCE INFORMATION (current)	
NAME	L. Grant Foster
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	ip.docket.slc@dorsey.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	NOT PROVIDED
CORRESPONDENCE INFORMATION (proposed)	
NAME	L. Grant Foster
PRIMARY EMAIL ADDRESS FOR CORRESPONDENCE	ip.docket.slc@dorsey.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES)	shimada.tiffany@dorsey.com
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	007
GOODS OR SERVICES	BLENDERS FOR USE IN THE FIELD OF FOOD AND DRINK PREPARATION
SPECIMEN FILE NAME(S)	
ORIGINAL PDF FILE	SPN0-170112245-2020090416 0155767979_..Specimen.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT18\IMAGEOUT 18\758\013\75801328\xml2\S890002.JPG
SPECIMEN DESCRIPTION	an electronic display which displays the product, provides a means of ordering the product and bears the mark in connection with the product
OWNER SECTION (current)	
NAME	BLENDTEC, INC.
MAILING ADDRESS	1206 SOUTH 1680 WEST
CITY	OREM
STATE	Utah
ZIP/POSTAL CODE	84058
COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
OWNER SECTION (proposed)	
NAME	BLENDTEC, INC.
MAILING ADDRESS	1206 SOUTH 1680 WEST
CITY	OREM
STATE	Utah
ZIP/POSTAL CODE	84057

COUNTRY/REGION/JURISDICTION/U.S. TERRITORY	United States
EMAIL	XXXX
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY/REGION/JURISDICTION/U.S. TERRITORY OF INCORPORATION	Utah
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
COMBINED §§ 8 & 9 DECLARATION/APPLICATION FILING FEE	425
TOTAL FEE PAID	425
SIGNATURE SECTION	
SIGNATURE	/Michael Monson/
SIGNATORY'S NAME	Michael Monson
SIGNATORY'S POSITION	General Counsel
DATE SIGNED	09/09/2020
SIGNATORY'S PHONE NUMBER	xxx-xxx-xxxx
PAYMENT METHOD	CC
FILING INFORMATION	
SUBMIT DATE	Wed Sep 09 15:52:46 ET 2020
TEAS STAMP	USPTO/S08N09-XXX.XXX.XX.X -20200909155246430886-243 1060-7503db822814c3f7a131 9da4ff4fabfee72e671b87ffe 7e2618922f71bc6356270-CC- 52455013-2020090416015576 7979

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PTO Form 1963 (Rev 05/2006)

OMB No. 0651-0055 (Exp 10/31/2021)

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 2431060

REGISTRATION DATE: 02/27/2001

MARK: BLENDTEC

Current: The owner, BLENDTEC, INC., a corporation of Utah, having an address of
1206 SOUTH 1680 WEST
OREM, Utah 84058
United States

Proposed: The owner, BLENDTEC, INC., a corporation of Utah, having an address of
1206 SOUTH 1680 WEST
OREM, Utah 84057
United States
XXXX

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 007, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: BLENDERS FOR USE IN THE FIELD OF FOOD AND DRINK PREPARATION ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) an electronic display which displays the product, provides a means of ordering the product and bears the mark in connection with the product.

Original PDF file:

[SPN0-170112245-2020090416 0155767979 . Specimen.pdf](#)

Converted PDF file(s) (1 page)

[Specimen File1](#)

The owner's/holder's current attorney information: L. Grant Foster. L. Grant Foster of Dorsey & Whitney LLP, is located at

IP Department
111 South Main Street, Suite 2100
Salt Lake City, Utah 84111-2176
United States

The phone number is 801-933-7360.

The email address is ip.docket.slc@dorsey.com

The owner's/holder's proposed attorney information: L. Grant Foster. Other appointed attorneys are Lisa A. Osman, Charlene M. Krogh, Tiffany D.W. Shimada, Lindsey M. Sadler, and Andrea L. Hintz. L. Grant Foster of Dorsey & Whitney LLP, is a member of the XX bar, admitted to the bar in XXXX, bar membership no. XXX, and the attorney(s) is located at

IP Department
111 South Main Street, Suite 2100
Salt Lake City, Utah 84111-2176
United States

The phone number is 801-933-7360.

The fax number is 801-933-7373.

The email address is ip.docket.slc@dorsey.com

L. Grant Foster submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

Correspondence Information (current):

L. Grant Foster

PRIMARY EMAIL FOR CORRESPONDENCE: ip.docket.slc@dorsey.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): NOT PROVIDED

Correspondence Information (proposed):

L. Grant Foster

PRIMARY EMAIL FOR CORRESPONDENCE: ip.docket.slc@dorsey.com

SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): shimada.tiffany@dorsey.com

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the owner/holder and the owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$425 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

- ☒ Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods/services or to indicate membership in the collective membership organization identified above, as evidenced by the attached specimen(s).
- ☒ Unless the owner has specifically claimed excusable nonuse, the specimen(s) shows the mark as currently used in commerce on or in connection with the goods/services/collective membership organization.
- ☒ The registrant requests that the registration be renewed for the goods/services/collective organization identified above.
- ☒ To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.
- ☒ The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this submission and the registration, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature: /Michael Monson/ Date: 09/09/2020

Signatory's Name: Michael Monson

Signatory's Position: General Counsel

Signatory's Phone: xxx-xxx-xxxx

Mailing Address (current):

Dorsey & Whitney LLP

111 South Main Street, Suite 2100

Salt Lake City, Utah 84111-2176

Mailing Address (proposed):

Dorsey & Whitney LLP

111 South Main Street, Suite 2100

Salt Lake City, Utah 84111-2176

Serial Number: 75801328

Internet Transmission Date: Wed Sep 09 15:52:46 ET 2020

TEAS Stamp: USPTO/S08N09-XXX.XXX.XX.X-20200909155246

430886-2431060-7503db822814c3f7a1319da4f


f4fabfee72e671b87ffe7e2618922f71bc635627

0-CC-52455013-20200904160155767979

DUE TO THE IMPACTS OF THE COVID-19 PANDEMIC ON OUR SUPPLY CHAIN, THERE MIGHT BE
DELAY IN RECEIVING YOUR ONLINE ORDER. WE APOLOGIZE FOR ANY INCONVENIENCE.

blendtec RESIDENTIAL + COMMERCIAL + RECIPES

HOME / BLENDERS / TOTAL BLENDER CLASSIC



Total Blender Classic

★★★★★ 4.8 (550) [Write a review](#)

\$399.95 USD \$449.95 USD

Color: Black

Jar: WildSide+

Quantity: 1

[WHERE TO BUY](#) [Add to Cart](#)

Powerful, Versatile, Easy to Clean

The Total Blender Classic introduced all of the power and features that made Blendtec the choice of professionals.

Features include:

- 1560 watt motor
- Fully sealed, push-button controls
- Preprogrammed cycles: Smoothie, Batters, Hot Soup, Whole Juice, Ice Cream, Ice Crush
- 10 speeds + Pulse
- Illuminated LCD timer displays remaining time on blends
- 8 Year Warranty

Commercial Quality

For years, blending professionals have used Blendtec machines in the best coffee shops, juice bars, and eateries around the world. The Total Blender Classic delivers the same great results in your own home!

Blend Cycles

The Total Blender Classic features six preprogrammed cycles: Ice Crush, Smoothie, Hot Soup, Ice Cream, Whole Juice, and Batters. This exclusive blend cycle technology creates the perfect blends with the touch of a button.

Plenty of Power

Care to crush ice? The Total Blender Classic has a 1560 watt motor that turns ice to snow in mere seconds.

PEAK HORSEPOWER (PHP) DOES NOT DENOTE THE OPERATIONAL HORSEPOWER OF A BLENDER BUT RATHER THE HORSEPOWER OUTPUT OF A MOTOR, INCLUDING THE MOTOR'S INERTIAL CONTRIBUTION, ACHIEVED IN LABORATORY TESTING. IN ACTUAL USE, BLENDTEC MOTORS DO NOT OPERATE AT THE PEAK HORSEPOWER SHOWN.

Reviews

★★★★★ 4.8 550 Reviews

Search topics and reviews

[550 Reviews](#) [157 Questions](#) [152 Answers](#)

[Write a review](#)

Rating Snapshot

Select a row below to filter reviews.

Rating	Count
5 stars	461
4 stars	67
3 stars	20
2 stars	1
1 star	1

Most Helpful Favorable Review

★★★★★
debc 5 years ago
Love it!

I got mine just a month ago & have used it to make whole juices & smoothies. While it's a bit noisy... [Show Full Review](#)

41 of 44 people found this helpful

[See more 4 and 5 star reviews](#)

Average Customer Ratings

Category	Rating
Overall	★★★★★ 4.8
Quality	★★★★★ 4.8
Value	★★★★★ 4.6
Ease of Use	★★★★★ 4.8
Ease of Cleaning	★★★★★ 4.9
Appearance	★★★★★ 4.8

Most Helpful Critical Review

★★★☆☆
Arly 4 years ago
Love this blender

I had this blender for over a month and I love this blender and I used it every single day for making... [Show Full Review](#)

4 of 4 people found this helpful

[See more 1, 2, and 3 star reviews](#)

1-8 of 550 Reviews

Sort by: Most Relevant

Company

- About Blendtec
- Affiliates
- International Dealers
- Become a Dealer

Support

- Contact Blendtec
- Commercial Warranty
- FAQs
- Warranty
- Return Policy

Resources

- Register a Product
- Use & Care
- Blog
- Product Guides
- Find a Store

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*PEAK HORSEPOWER (PHP) DOES NOT DENOTE THE OPERATIONAL HORSEPOWER OF A BLENDER BUT RATHER THE HORSEPOWER OUTPUT OF A MOTOR, INCLUDING THE MOTOR'S INERTIAL CONTRIBUTION, ACHIEVED IN LABORATORY TESTING. IN ACTUAL USE, BLENDTEC MOTORS DO NOT OPERATE AT THE PEAK HORSEPOWER SHOWN.

ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 2431060



Serial Number: 75801328



RAM Sale Number: 2431060

RAM Accounting Date: 20200909

Total Fees: \$425

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
\$8 affidavit	7205	20200909	\$125	1	1	\$125
Application for Renewal (§9)	7201	20200909	\$300	1	1	\$300

Physical Location: 900 - NO PHYSICAL FILE

Lost Case Flag: False

In TICS (AM-FLG-IN-TICS): True

Transaction Date: 20200909



Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	2431060
REGISTRATION DATE	02/27/2001
SERIAL NUMBER	75801328
MARK SECTION	
MARK	BLENDTEC
CORRESPONDENCE SECTION (current)	
NAME	L. GRANT FOSTER
FIRM NAME	HOLLAND & HART LLP
STREET	P.O. BOX 11583
CITY	SALT LAKE CITY
STATE	Utah
POSTAL CODE	84110
COUNTRY	United States
PHONE	(801) 799-5830
FAX	(801) 799-5700
EMAIL	SLCIPDOCKET@HOLLANDHART.COM
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
CORRESPONDENCE SECTION (proposed)	
NAME	L. GRANT FOSTER
FIRM NAME	HOLLAND & HART LLP
INTERNAL ADDRESS	P.O. Box 11583
STREET	222 South Main Street, Suite 2200
CITY	SALT LAKE CITY
STATE	Utah
POSTAL CODE	84110
COUNTRY	United States
PHONE	801-799-5830
FAX	801-799-5700
EMAIL	SLCIPDOCKET@HOLLANDHART.COM
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes

DOCKET/REFERENCE NUMBER	46264.0005
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	007
GOODS OR SERVICES	BLENDERS FOR USE IN THE FIELD OF FOOD AND DRINK PREPARATION
SPECIMEN FILE NAME(S)	
ORIGINAL PDF FILE	SPN0-2162058535-185114820_.BLENDTEC.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT11\IMAGEOUT11\758\013\75801328\xml1\S890002.JPG
SPECIMEN DESCRIPTION	advertisement showing product bearing the mark
OWNER SECTION (current)	
NAME	K-TEC, INC.
STREET	1206 SOUTH 1680 WEST
CITY	OREM
STATE	Utah
ZIP/POSTAL CODE	84058
COUNTRY	United States
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Utah
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	500
TOTAL FEE PAID	500
SIGNATURE SECTION	
SIGNATURE	/Tom Dickson/
SIGNATORY'S NAME	Thomas D. Dickson, Jr.
SIGNATORY'S POSITION	CEO
DATE SIGNED	01/28/2011
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Fri Jan 28 10:14:00 EST 2011
TEAS STAMP	USPTO/S08N09-XXX.XXX.XX.X X-20110128101400919261-24 31060-480a6efed28b64dd7ec 40df8deba229f-DA-6908-201 10127185114820878

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9**To the Commissioner for Trademarks:****REGISTRATION NUMBER:** 2431060**REGISTRATION DATE:** 02/27/2001**MARK:** BLENDTEC

The owner, K-TEC, INC., a corporation of Utah, having an address of
1206 SOUTH 1680 WEST
OREM, Utah 84058
United States

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 007, the mark is in use in commerce on or in connection with **all** goods or services listed in the existing registration for this specific class: BLENDERS FOR USE IN THE FIELD OF FOOD AND DRINK PREPARATION ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one specimen showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) advertisement showing product bearing the mark.

Original PDF file:[SPN0-2162058535-185114820 . BLENDTEC.pdf](#)**Converted PDF file(s)** (1 page)[Specimen File1](#)

The registrant's current Correspondence Information: L. GRANT FOSTER of HOLLAND & HART LLP
P.O. BOX 11583
SALT LAKE CITY, Utah (UT) 84110
United States (USX)

The registrant's proposed Correspondence Information: L. GRANT FOSTER of HOLLAND & HART LLP
P.O. Box 11583
222 South Main Street, Suite 2200
SALT LAKE CITY, Utah (UT) 84110
United States (USX)

The docket/reference number is 46264.0005.

The phone number is 801-799-5830.

The fax number is 801-799-5700.

The email address is SLCIPDOCKET@HOLLANDHART.COM.

A fee payment in the amount of \$500 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration**Section 8: Declaration of Use in Commerce**

Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

Section 9: Application for Renewal

The registrant requests that the registration be renewed for the goods and/or services identified above.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /Tom Dickson/ Date: 01/28/2011

Signatory's Name: Thomas D. Dickson, Jr.

Signatory's Position: CEO

Serial Number: 75801328

Internet Transmission Date: Fri Jan 28 10:14:00 EST 2011

TEAS Stamp: USPTO/S08N09-XXX.XXX.XX.XX-2011012810140

0919261-2431060-480a6efed28b64dd7ec40df8

deba229f-DA-6908-20110127185114820878

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ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 2431060



Serial Number: 75801328



RAM Sale Number: 6908

RAM Accounting Date: 20110128

Total Fees: \$500

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
\$8 affidavit	7205	20110128	\$100	1	1	\$100
Application for Renewal (\$9)	7201	20110128	\$400	1	1	\$400

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20110128



Combined Declaration of Use and Incontestability Under Sections 8 & 15**The table below presents the data as entered.**

Input Field	Entered
REGISTRATION NUMBER	2431060
REGISTRATION DATE	02/27/2001
SERIAL NUMBER	75801328
MARK SECTION	
MARK	BLENDTEC
OWNER SECTION (current)	
NAME	K-TEC, INC.
STREET	420 North Geneva Road
CITY	Lindon
STATE	UT
ZIP/POSTAL CODE	84042
COUNTRY	US
OWNER SECTION (proposed)	
NAME	K-TEC, INC.
STREET	1206 South 1680 West
CITY	Orem
STATE	Utah
ZIP/POSTAL CODE	84058
COUNTRY	United States
EMAIL	XXXX
ATTORNEY SECTION	
NAME	L. Grant Foster
FIRM NAME	Holland & Hart, LLP
STREET	P.O. Box 11583
CITY	Salt Lake City
STATE	Utah
ZIP/POSTAL CODE	84147-0583
COUNTRY	United States
PHONE	(801) 595-7800
FAX	(801) 364-9124
EMAIL	gfoster@hollandhart.com

AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET NUMBERS	46264.0005
OTHER APPOINTED ATTORNEY(S)	Brett L. Foster, D. Delos Larson, Christopher L. Wight, Mark A. Miller, Ryan L. Marshall, Trent N. Butcher, Cecilia M. Romero, H. Matthew Horlacher, Brian P. Kinnear, Scott S. Havlick, Timothy P. Getzoff, Donald A. Degnan, Kristine M. Miller, F. A. Sirr, Christopher J. Kulish, Matthew D. Abell, and Wendy J. Pifher
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	007
KEEP EXISTING GOODS AND/OR SERVICES	YES
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT6\IMAGEOUT6\758\013\75801328\xml1\81_50002.JPG
SPECIMEN DESCRIPTION	Advertisement
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	300
TOTAL AMOUNT	300
SIGNATURE SECTION	
SIGNATURE	/T Dickson/
SIGNATORY NAME	Thomas D. Dickson, Jr.
SIGNATORY DATE	04/12/2006
SIGNATORY POSITION	CEO
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Thu Apr 13 10:57:09 EDT 2006
TEAS STAMP	USPTO/S08N15-XXXXXXXXXX- 20060413105709900374-2431 060-2005b7668877a47cedd28 af2aa9482fe67-DA-1224-200 60411153339734707

Combined Declaration of Use and Incontestability Under Sections 8 & 15**To the Commissioner for Trademarks:****REGISTRATION NUMBER:** 2431060**REGISTRATION DATE:** 02/27/2001**MARK:** BLENDTEC

The owner, K-TEC, INC., residing at 1206 South 1680 West, Orem, Utah United States 84058, is using the mark in commerce on or in connection with the goods and /or services as follows:

For International Class 007, the owner is using or is using through a related company or licensee the mark in commerce on or in connection with all goods and/or services listed in the existing registration.

The owner is submitting one specimen for each class showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services , consisting of a(n) Advertisement.

[Specimen-1](#)

The registrant hereby appoints L. Grant Foster and Brett L. Foster, D. Delos Larson, Christopher L. Wight, Mark A. Miller, Ryan L. Marshall, Trent N. Butcher, Cecilia M. Romero, H. Matthew Horlacher, Brian P. Kinnear, Scott S. Havlick, Timothy P. Getzoff, Donald A. Degnan, Kristine M. Miller, F. A. Sirr, Christopher J. Kulish, Matthew D. Abell, and Wendy J. Pifher of Holland & Hart, LLP, P.O. Box 11583, Salt Lake City, Utah United States 84147-0583 to submit this Combined Declaration of Use and Incontestability Under Sections 8 & 15 on behalf of the registrant. The attorney docket/reference number is 46264.0005.

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

The owner is using or is using through a related company or licensee the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. The mark has been in continuous use in commerce for five consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with all goods and/or services as identified above. There has been no final decision adverse to the owner's claim of ownership of such mark for such goods and/or services, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the Patent and Trademark Office or in the courts.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /T Dickson/ Date: 04/12/2006

Signatory's Name: Thomas D. Dickson, Jr.

Signatory's Position: CEO

Mailing Address:

Holland & Hart, LLP

P.O. Box 11583

Salt Lake City, Utah 84147-0583

RAM Sale Number: 1224

RAM Accounting Date: 04/13/2006

Serial Number: 75801328

Internet Transmission Date: Thu Apr 13 10:57:09 EDT 2006

TEAS Stamp: USPTO/S08N15-XXXXXXXXXXXX-200604131057099

00374-2431060-2005b7668877a47cedd28af2aa

9482fe67-DA-1224-20060411153339734707



D8

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(wide model)

BD8

BDI/BI
(narrow model)

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ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 2431060



Serial Number: 75801328



RAM Sale Number: 1224

RAM Accounting Date: 20060413

Total Fees: \$300

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
§8 affidavit	7205	20060413	\$100	1	\$100
§15 affidavit	7208	20060413	\$200	1	\$200

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): False

Transaction Date: 20060413





09-16-1999

U.S. Patent & TMOft/TM Mail Ropt Dt. #64

Applicant: K-TEC, Inc.
Address: 420 North Geneva Road
Lindon, Utah 84042
First Use: At least as early as 22 May 1999
Goods: Blending Units

BLENDTEC

TRADEMARK

75801328

TRADEMARK APPLICATION SERIAL NO. **75801328**

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

09/22/1999 THINTON 00000045 061620 75801328
01 FC:361 245.00 CH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEE VALUE	TRADEMARK APPLICATION SERIAL NO.	Unknown
ACCOUNT NO.	FILING DATE	Filed Herewith
DEPOSIT ACCOUNT NO.	APPLICANT	K-TEC, Inc.
	LAW OFFICE	Unknown
FEE CODE	TRADEMARK ATTORNEY	Unknown
COPIES FURNISHED	ATTORNEY'S DOCKET NO.	7775
	MARK	BLENDTEC

TRANSMITTAL LETTER AND CERTIFICATE OF MAILING

To: Assistant Commissioner
for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

From: L. Grant Foster
FOSTER & FOSTER L.L.C.
602 East 300 South
Salt Lake City, Utah 84102
Telephone: (801) 364-5633
Facsimile: (801) 355-8938

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
06 1620	
FEE CODE	VALUE FURNISHED
361545	

Enclosed are the items listed below submitted regarding the matter identified above:

1. Transmittal Letter with Certificate of Mailing included
2. PTO Return Postcard Receipt
3. U.S. Trademark Application
4. Drawing Sheet
5. Three (3) Specimens Showing Mark

Deposit Account Authorization - The Commissioner is hereby authorized to charge payment of any applicable fees to Deposit Account No. 06-1620.

Date: 16 SEPT. 1999

By: [Signature]
L. Grant Foster
Registration No. 33,236

CERTIFICATE OF MAILING

I hereby certify the items listed above as enclosed are being deposited with the U.S. Postal Service as either first class mail or Express Mail, if the blank for Express Mail No. is completed below, in an envelope addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on the below indicated date.

Express Mail No. EL252626507US

Date: 16 September 1999

Signature: [Signature]
Name: Kathy Case

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: BLENDTEC

International Class No.: 9

To the Assistant Commissioner for Trademarks:

APPLICANT:

K-TEC, INC.

* * * * *

Applicant is a corporation organized and existing under the laws of the State of Utah, having a business address at 420 North Geneva Road, Lindon, Utah 84042.

GOODS:

Applicant requests registration of the above-identified trademark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of 5 July 1946 (15 U.S.C. § 1051 et seq., as amended) for the following goods:

BLENDING UNITS

BASIS FOR APPLICATION:

Applicant is using the mark in commerce on or in connection with the above-identified goods. (15 U.S.C. § 1051(a), as amended.) Three specimens showing the mark as used in commerce are submitted with this application.

Date of first use of the mark anywhere: at least as early as 22 May 1999.

Date of first use of the mark in commerce which the U.S. Congress may regulate: at least as early as 22 May 1999.

Type of commerce: Interstate.

Manner or mode of use of mark on or in connection with the goods: on labels affixed to the goods.

APPOINTMENT OF ATTORNEYS:

Applicant appoints the law firm of FOSTER & FOSTER L.L.C., 602 East 300 South, Salt Lake City, Utah 84102, telephone number (801) 364-5633 and facsimile number (801) 355-8938, comprising attorneys Lynn G. Foster, Brett L. Foster, L. Grant Foster, and Ronald F. Price, to prosecute this application and transact all business in the Patent and Trademark Office in connection with this application, and to receive the Certificate of Registration.

All correspondence relating to this application and business in connection therewith is to be directed to L. Grant Foster, FOSTER & FOSTER L.L.C., 602 East 300 South, Salt Lake City, Utah 84102. Direct telephone calls to: L. Grant Foster, (801) 364-5633.


DECLARATION:

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this application on behalf of the Applicant; he believes the Applicant to be the owner of the trademark sought to be registered; to the best of his knowledge

identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods of such other person, to cause confusion, or to cause mistake, or to deceive; and all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

K-TEC, INC.

Date: 8/19/99

By: 
Thomas D. Dickson
President



09-16-1999

U.S. Patent & TMOft/TM Mail Ropt Dt. #64

Applicant: K-TEC, Inc.
Address: 420 North Geneva Road
Lindon, Utah 84042
First Use: At least as early as 22 May 1999
Goods: Blending Units

BLENDTEC

TRADEMARK

75801328

75801328

